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4/25/03IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
LINDGREN, et al.

Serial No: 09/923,094

Filing Date: August 6, 2001

Title: PROCESS FOR SIZING PAPER

Docket No: ANO6161US/0151

Examiner: Peter Chin

Group Art Unit: 1731

FACSIMILE

Dear Examiner Chin:

This facsimile is in regard to a request for further clarification of the outstanding Election Requirement of December 10, 2002.

First, I would again like to thank the Examiner for taking the time to speak with me on March 10th regarding the outstanding Election Requirement. I have since received the Interview Summary that now indicates that all independent claims are generic.

I have received instructions from my client and am now preparing the Applicant's response, but I remain unclear on the restriction requirement. I would again like to set up a time to speak with you regarding this matter, but thought it might be easier if I first sent a fax more fully outlining my question.

Our proposed election would be a species directed to a process for sizing paper wherein the sizing dispersion and the sizing promoter are added separate, and wherein the sizing dispersion is an anionic sizing dispersion containing an anionic aromatic polymer that is a step-growth polymer such as naphthalene sulfonate condensation polymer, and the sizing promoter comprises a cationic aromatic polysaccharide and an anionic step-growth polymer such as naphthalene sulfonate condensation polymer.

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Based on my present understanding of the restriction requirement, I believe this election is responsive to the Examiner's concerns.

However, in reviewing the claims, it would appear that all of the present claims would read on this election. For example, all independent claims are generic and thus, all independent claims read on the elected species. With regard to the dependent claims, it appears that all dependent claims would also read on the elected species. See, for example, claim 7 - "[T]he process according to claim 1, wherein the cationic polymer is a cationic polysaccharide or cationic vinyl addition polymer" - our elected species, in which the cationic aromatic polymer is a cationic aromatic polysaccharide, would read on this claim even though the claim also includes the non-elected cationic polymer species of a cationic vinyl addition polymer. Therefore, the response to the election requirement would include a listing of all of the present claims as claims readable on the elected species.

Prior to submittal of this election and listing of claims, I would like to confirm that I have not misunderstood the clarification I received in our previous telephone conversation regarding the election requirement and also confirm that an election and listing as proposed above would be fully responsive to the Examiner's concerns.


Thank you in advance for your time and attention to this matter. I will contact you on Monday (April 7th) in the hopes of scheduling a convenient time for a further discussion on this matter to take place.

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FROM:	Telephone	Fax
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Date: April 4, 2003Subject: Serial No. 09/923,094 Filing Date: 08/06/2001Our Docket No.: ANO 6161 US/0151

Please see attached request for a further telephone communication with the Examiner a summary of the substance of such further telephone communication.

Michelle J. Burke (Reg. No. 37,791)

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